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APR 2 7 2005

DIRECTOR OFFICE
TECHNOLOGY CENTER 2600

In re application of:
Taeko Tanaka   :
Application No. 09/256,411   :   DECISION ON PETITION
Filed: February 24, 1999   :   TO EXPUNGE
For: IMAGING SENSING METHOD, IMAGE   :
SENSING APPARATUS, LENS CONTROL   :
METHOD THEREFOR, AND STORAGE MEDIUM   :
                :

This is a decision on the renewed petition under 37 C.F.R. § 1.59(b) and M.P.E.P. § 724.05 (III), filed on January 25, 2005 requesting that a document submitted in an incorrect application be expunged.

A grantable petition to expunge information unintentionally submitted in an application (other than information forming part of the original disclosure), filed under 37 C.F.R. § 1.59(b) and in accordance with M.P.E.P. § 724.05 (II and III), may be granted provided that: (A) the Office can effect such return prior to the issuance of any patent on the application in issue; (B) it is stated that the information submitted was unintentionally submitted and the failure to obtain its return would cause irreparable harm to the party who submitted the information or to the party in interest on whose behalf the information was submitted; (C) the information has not otherwise been made public; (D) there is a commitment on behalf of the petitioner to retain such information for the period of any patent with regard to which such information is submitted; (E) it is established to the satisfaction of the Commissioner that the information to be returned is not material information under 37 CFR 1.56; and (F) the petition fee set forth in 37 C.F.R. § 1.17(i) is included.
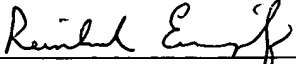
Applicant has met the requirements set forth above.

Accordingly, the petition is **GRANTED**.

The unintentionally submitted material (Japanese Application 2002-104484 filed June 2, 2003) has been expunged from the Official image file.

Reinhard Eisenzopf, Acting Director
Technology Center 2600
Communications